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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/686,541	10/15/2003	Vito Cellini	C-0130.07	3490
41418 7590 01/12/2009 LAW OFFICES OF CHRISTOPHER L. MAKAY 1634 MILAM BUILDING 115 EAST TRAVIS STREET SAN ANTONIO, TX 78205-1763				
EXAMINER				
CARTAGENA, MELVIN A				
ART UNIT		PAPER NUMBER		
3754				
MAIL DATE		DELIVERY MODE		
01/12/2009		PAPER		

**Please find below and/or attached an Office communication concerning this application or proceeding.**

The time period for reply, if any, is set in the attached communication.

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APPLICATION NO./ CONTROL NO.	FILING DATE	FIRST NAMED INVENTOR / PATENT IN REEXAMINATION	ATTORNEY DOCKET NO.
10686541	10/15/03	C'ELLINI ET AL.	C-0130.07

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SAN ANTONIO, TX 78205-1763

**EXAMINER**

MELVIN A.. CARTAGENA

**ART UNIT****PAPER**

3754

20090105

DATE MAILED:

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**Commissioner for Patents**

The Board of Patent Appeals and Interferences affirmed the rejection(s) against independent claim(s) 1, but reversed all rejections against claim(s) 3-5 and 7 dependent thereon. There are no allowed claims in the application. The independent claim(s) is/are cancelled by the examiner in accordance with MPEP § 1214.06. Applicant is given a ONE MONTH TIME PERIOD from the mailing date of this letter in which to present the dependent claim(s) in independent form to avoid ABANDONMENT of the application. NO EXTENSIONS OF TIME UNDER 37 CFR 1.136(a) WILL BE GRANTED. Prosecution is otherwise closed.

/Kevin P. Shaver/  
Supervisory Patent Examiner, Art Unit 3754

/Melvin A. Cartagena/  
Examiner, Art Unit 3754